

RESOLUTION NO. 92-210

A RESOLUTION ESTABLISHING A RESIDENTIAL ANTIDISPLACEMENT AND RELOCATION ASSISTANCE PLAN AND CERTIFICATION FOR THE PURPOSE OF RECEIVING COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS.

The City Council of the City of Delta, Utah, referred to herein as the "City Council", hereby recites the following as the basis for adopting this resolution:

A. Delta City has applied for a Community Development Block Grant for use toward a downtown beautification project in Delta, Utah.

B. As a prerequisite to receive a Community Development Block Grant, Delta City is required to establish and follow a plan to minimize the adverse impacts on persons of low and moderate income resulting from acquisition and relocation activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Delta, Utah:

Section 1. Policy Declaration. It shall be declared the policy of Delta City to establish and follow the plan set forth hereafter to minimize the adverse impacts on persons of low/moderate-income resulting from acquisition and relocation activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended. This plan does not replace but is supplementary to the acquisition and relocation requirements stated in the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, as well as the Utah Relocation Assistance Act.

Section 2. Replacement of Dwelling Units.

a. Delta City will replace all occupied and vacant occupiable low/moderate-income dwelling units demolished or converted to a use other than as low/moderate-income housing as a direct result of activities assisted with funds provided under the Housing and Community Development Act of 1974, as amended, as described in 24 CFR 570.496a(b)(1) on a one-for-one basis, unless a written waiver has been received as provided for in 24 CFR 570.496a.(b)(1)(iii).

b. All replacement housing will be provided within three (3) years of the commencement of the demolition or rehabilitation relating to conversion. Before obligation or expending funds that will directly result in such demolition or conversion, Delta City will make public and submit to the Division of Community Development the following information in writing:

1. A description of the proposed assisted activity;
2. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be demolished or converted to a use other than as low/moderate-income dwelling units as a direct result of the assisted activity;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. The general location on a map and approximate number of dwelling units by size (number of bedrooms) that will be provided as replacement dwelling units;
5. The source of funding and a time schedule for the provision of replacement dwelling units; and
6. The basis for concluding that each replacement dwelling unit will remain a low/moderate-income dwelling unit for at least then (10) years from the date of initial occupancy.

Section 3. Relocation Assistance. Delta City will provide relocation assistance, as described in 24 CFR 570.496a(b)(2) to each low/moderate-income household displaced by the demolition of housing or by the conversion of a low/moderate-income dwelling to another use as a direct result of assisted activities.

Section 4. Displacement Strategy. Consistent with the goals and objectives of activities assisted under the Housing and Community Development Act of 1974, as amended, Delta City will take the following steps to minimize the displacement of persons from their homes:

a. Stage the rehabilitation of assisted housing to allow tenants to remain during and after rehabilitation, rehabilitation of empty units to allow the shifting of tenants during rehabilitation of occupied units;

b. Provide counseling to assist homeowners and renters to understand the range of assistance options available, utilizing existing housing counseling programs to the greatest extent possible;

c. Give priority in assisted housing units in the neighborhood to area residents facing displacement;

d. Target Section 8 existing program certificates to households being displaced, and recruit area landlords to participate in the program;

e. Provide counseling and referral services to assist displaced homeowners and renters find alternative housing in the affected neighborhood; and


f. Work with area landlords and real estate brokers to locate vacancies for households facing displacement.

Section 5. Effective Date. This resolution shall become effective upon adoption.


Section 6. Severability. In the event that any provision of this resolution less than the entire resolution is held invalid by a court of competent jurisdiction, this resolution shall be deemed severable and such finding of invalidity shall not affect the remaining portions of this resolution.

Section 7. Repeal of Conflicting Resolutions. To the extent that any ordinances, resolutions or policies of the City of Delta conflict with the provisions of this resolution, they are hereby amended to be in accordance with the provisions hereof.

PASSED AND ADOPTED this 13<sup>TH</sup> day of April, 1992.

  
DON DAFOE, Mayor

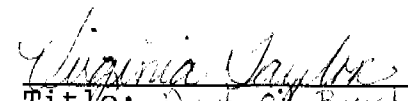
Attest:

  
DOROTHY JEFFERY  
Deputy City Recorder

#### CERTIFICATION

I hereby certify that Delta City has adopted the above Antidisplacement and Relocation Assistance Plan by formal resolution on this 13<sup>th</sup> day of April, 1992.

DELTA CITY

By:   
Title: Deputy City Recorder